



0171.40305X00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Juha SALO et al.  
Serial No.: 09/893,890  
Filed: June 29, 2001  
For: RECEIVER  
Group: 2681  
Examiner: D. Nguyen

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JUN 24 2004  
Technology Center 2600

ELECTION WITH TRAVERSE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 23, 2004

Sir:

The following is in response to the May 26, 2004 Office Action in which the Examiner alleges that restriction under 35 USC §121 is required and requested Applicants to elect one of the alleged inventions.

In response to the restriction requirement Applicants hereby elect with traverse Invention I, claims 1-10, 18-21 and 38-40 for further prosecution on the merits. Accordingly, an Office Action examining claims 1-10, 18-21 and 38-40 is respectfully requested.

Applicants respectfully traverse this restriction requirement and assert that the inventions of Group I, II and III are capable of use together. The claims of the present invention are related to mobile terminals that include both receivers and transmitters. This is clear from the abstract, specification, and Fig. 2 that clearly

shows a mobile terminal with both receiving and transmitting functions. Moreover, there is no undue burden on the Examiner to search the prior art based on all of Groups I, II and III inventions because, as the Examiner points out himself, all three groups of claims are classified in the same class, class 455.

Accordingly, Applicants respectfully submit that this rejection requirement is improper and submit this election with traverse.

To the extent necessary, the applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (0171.40305X00).

Respectfully submitted,

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